

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Application No.165 of 2007
In
Criminal Application No.885 of 2007

Mrs.Jenisha Mehta	Applicant
Vs.	
M/s.JIK Industriesl Ltd. & ors.	Respondents

Mr.S.M.Mangaonkar with Mr.Gautam Yadav for applicant.
Mr.P.A.Pol, APP for State.

CORAM: B.H.MARLAPALLE, J.

July 9, 2007.

P.C.

. Heard the learned counsel for the applicant

who was the complainant in Criminal Case No. 775/SS/2004. In the said case the accused no. 1 - M/s. JIK Industries Ltd. came to be convicted for an offence punishable under Section 138 of the Negotiable Instruments Act and sentenced to pay a fine of Rs.5000/- and compensation of Rs.3,50,000/- as per the order dated 12/9/2005 and the same was challenged in Criminal Appeal No.560 of 2005 before the Sessions Court for Greater Mumbai. The said appeal has been allowed by the learned Addl. Sessions Judge, Greater Mumbai by his judgment and order dated 14/11/2006. Against the said order of acquittal, the complainant has filed an appeal along with Criminal Application No.885 of 2007 seeking

special leave to appeal under Section 378(4) of Cr.P.C. However, the appeal filed is beyond time and, therefore, this application for condonation of delay.

. The delay caused is about 40 days in filing the application seeking leave to appeal and I am satisfied that good and sufficient reasons have been made out to condone the delay. Hence the application is allowed in terms of prayer clause (a).

(B.H.MARL